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CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
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IFP MOTION FILED Yes ✓ No ___
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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

Elmer R. Bautista Petitioner v. D. Adams Respondent	Civil No. '08 CV 0495 JAH BLM REQUEST FOR APPOINTMENT OF COUNSEL UNDER THE CIVIL RIGHTS ACT OF 1964, 42 U.S.C. 2000e 5(f)(1); DECLARATION IN SUPPORT OF REQUEST

1. I, the plaintiff in the above-entitled employment discrimination action, request that the court appoint an attorney to represent me in this matter. In support of this request, I state as follows:

A. my claim is meritorious (that is, I have a good case), and

B. I have made a reasonably diligent effort to obtain counsel, and

C. I am unable to find an attorney willing to represent me on terms that I can afford.

2. A copy of the Notice-of-Right-to-Sue-Letter I received from the Equal Opportunity Commission is attached to the complaint which accompanies this request for counsel.

3. A. Does the Notice-of-Right-to-Sue-Letter show that the Commission found "no reasonable cause" to believe the allegations made in your charge were true?

____ Yes ✓ No

IF YOUR ANSWER IS "YES," YOU MUST ATTACH A COPY OF THE COMMISSION'S INVESTIGATIVE FILE TO THIS REQUEST AND ANSWER QUESTIONS B AND C.

B. Do you question the correctness of the Commission's "no reasonable cause" determination?

_____ Yes _____ No

C. If you answered "yes" to question 3B, what are your reasons for questioning the Commission's determination? Be specific and support your objections with fact. Do not simply repeat the allegations made in your complaint; the court will review your complaint in considering this request for counsel.

(Attach additional sheets as needed)

4. Have you talked with any attorney about handling your claim?

_____ Yes ✓ No

If "YES," give the following information about each attorney with whom you talked:

Attorney: _____

When: _____

Where: _____

How (by telephone, in person, etc.): _____

Why attorney was not employed to handle your claim: _____

Attorney: _____

When: _____

Where: _____

How (by telephone, in person, etc.): _____

Why attorney was not employed to handle your claim:

Attorney: _____

When: _____

Where: _____

How (by telephone, in person, etc.): _____

Why attorney was not employed to handle your claim:

(Attach additional sheets as needed)

5. Explain any other efforts you have made to contact an attorney to handle your claim:

Ask all State Court for Appointment Counsel

6. Give any other information which supports your application for the court to appoint an attorney for you: I have very Little Knowledge in Court Processing.

7. Give the name and address of each attorney who has represented you in the last 10 years for any purpose: Philip E Nameth Public Defender

Court of Appeal Charlotte E, Castan

(Attach additional sheets as needed)

8. I cannot afford to obtain a private attorney. The details of my financial situation are listed below:

A. Employment

Are you employed now? ___ yes _✓_ no ___ am self-employed

Name and address of employer:

If employed, how much do you earn per month? None

If not employed, give month and year of last employment: None

How much did you earn per month in your last employment? None

If married, is your spouse employed? ___ yes ✓ no

If "YES," how much does your spouse earn per month? None

If you are a minor under age 21, what is your parents' or guardians' approximate monthly income? ______

B. Assets

(i) Other Income

Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement of annuity payments or other sources? _____ yes ✓ no

If "YES," give the amount received and identify the sources:

$ Received	Source

(Attach additional sheets as necessary)

(ii) Cash

Have you any cash on hand or money in savings or checking accounts? ___ yes _✓_ no

If "YES," state total amount: ______________________________

(iii) Property

Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? ___ yes _✓_ no

If "YES," give value and describe it:

Value	Description

C. Obligations and Debts

(i) Dependents

Your marital state is: ___ single ___ married ___ widowed, separated or divorced. Now

Your total number of dependents is : ______________________________

List those person you actually support, your relationship to them, and your monthly contribution to their support:

Name/Relationship	Monthly Support Payment

(ii) Debts and Monthly Bills

List all creditors, including banks, loan companies and charge accounts, etc.

Creditor	Total Debt	Monthly Payment
Rent: ___	___	___
Mortgage on Home: ___	___	___
Others:		

9. Signature X Elmer Bautista

I declare under penalty of perjury that the above is true and correct.

Dated: 3-7-08

X Elmer Bautista

Signature

(Notarization is not required)

Elmer R. Bautista CDC NO. V-34019
P.O. Box 3471 - 3C02 - 102
C.S.P. Corcoran #1
Corcoran Ca, 93212-3471

In Propria Persona

United States Southern District Court

Elmer R. Bautista Petitioner vs Darrel Adam warden Respondent	Case No. GA-051210 Request of Appointment of Counsel and declaration of indigeacy

I Elmer R. Bautista declare that I am the petitioner to the above-referenced matter. That I am incarcerated at a State Prison in Corcoran California. And that I am indigent and unable to afford Counsel. My total assets $ Ø Per month. I hereby request that the Court please assist me by appointing me Counsel in this matter so that my interest may be protected by the Professional Assistance Required

I declare under penalty of perjury that the foregoing is true and Correct and that this was executed on this Date 3 7 08

Signature [signature]
CDC NO V-34019